

ROBERT K. PHILLIPS, ESQ.
Nevada Bar No. 11441
MEGAN E. WESSEL, ESQ.
Nevada Bar No. 14131
LATISHA ROBINSON, ESQ.
Nevada Bar No. 15314
PHILLIPS, SPALLAS & ANGSTADT LLC
504 South Ninth Street
Las Vegas, Nevada 89101
P: (702) 938-1510
E: rphillips@psalaw.net
mwessel@psalaw.net
lrobinson@psalaw.net

*Attorneys for Defendant
Walmart Inc.*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

JESSICA LIS,

Plaintiff,

vs.

WALMAR INC. and DOES I through X,
inclusive,

Defendant(s).

Case No.: 2:20-cv-01324-JCM -EJY

**STIPULATION AND ~~PROPOSED~~
ORDER TO EXTEND DISCOVERY
DEADLINES**

[FIRST REQUEST]

Plaintiff JESSICA LIS (hereinafter “Plaintiff”) and Defendant WALMART INC. (hereinafter “Defendant” or “Walmart”), by and through their respective counsel of record, do hereby stipulate to extend the remaining deadlines in the current scheduling order and discovery plan in this matter for a period of sixty (60) days for the reasons explained herein.

Pursuant to Local Rule 6-1(b), the parties hereby aver that this is the first such discovery extension requested in this matter.

///

///

///

DISCOVERY COMPLETED TO DATE

- The parties have conducted an FRCP 26(f) conference and have served their respective FRCP 26(a) disclosures;
- Defendant has served upon Plaintiff one set of Requests for Production, one set of Interrogatories and one set of Requests for Admissions;
- The parties have filed all required documents pursuant to ECF 2 to date;
- Plaintiff has provided provider specific authorizations;

DISCOVERY TO BE COMPLETED AND REASONS FOR EXTENSION OF DISCOVERY

Discovery to be completed includes:

- Plaintiff's responses to Requests for Production, Requests for Interrogatories and Requests for Admissions;
- Plaintiff's written discovery to Defendant
- Deposition of Plaintiff;
- Depositions of Plaintiff's treating physicians;
- Depositions of fact witnesses;
- Disclosure of experts by both parties;
- Depositions of expert witnesses and rebuttal expert witnesses; and
- Plaintiff to notice Defendant's 30(b)(6) deposition.

The parties aver, pursuant to Local Rule 6-1, that good cause exists for the requested extension. The parties agree that, pending this Court's approval, extension of remaining discovery deadlines is appropriate, as there was a slight delay in obtaining Plaintiff's initial disclosures that prevented Defendant from obtaining Plaintiff's medical records. Defendant subpoenaed applicable medical records regarding Plaintiff's treatment pre and post incident. These medical records are required in order to retain an expert and to provide a complete report so the matter is decided on the merits. According, the parties have agreed to a 60-day discovery extension in order to ensure that Defendant obtain Plaintiff's applicable medical records prior to expert disclosures.

The parties have acted in good faith to request this extension and have no intent, nor reason, to delay the resolution of this matter.

[PROPOSED] NEW DISCOVERY DEADLINES

Last Day to Amend Pleadings	.	.	.	.	December 1, 2020
Expert Disclosure Deadline	.	.	.	.	January 1, 2021
Rebuttal Expert Disclosure Deadline	.	.	.	.	January 30, 2021
Discovery Cut-Off Date	.	.	.	.	March 1, 2021
Dispositive Motion Deadline	.	.	.	.	March 30, 2021
Proposed Joint Pre-Trial Order	.	.	.	.	April 27, 2021

If this extension is granted, all anticipated additional discovery should be concluded within the stipulated extended deadline. The parties aver that this request for extension of discovery deadlines is made by the parties in good faith and not for the purpose of delay.

DATED this 31st day of August, 2020.

DATED this 31st day of August, 2020.

TINGEY & TINGEY

PHILLIPS, SPALLAS & ANGSTADT LLC

/s/ Justin L. Dewey

/s/ Latisha Robinson

BRUCE D. TINGEY, ESQ.

ROBERT K. PHILLIPS, ESQ.

Nevada Bar No. 5151

Nevada Bar No. 11441

JUSTIN L. DEWEY, ESQ.

MEGAN E. WESSEL, ESQ.

Nevada Bar No. 14508

Nevada Bar No. 14131

2001 W. Charleston Blvd.

LATISHA ROBINSON, ESQ.

Las Vegas, NV 89102

Nevada Bar No. 15314

504 South Ninth Street

Las Vegas, NV 89101

Attorneys for Plaintiff

Attorneys for Defendant

Jessica Lis

Walmart Inc.

IT IS SO ORDERED:


UNITED STATES MAGISTRATE JUDGE

DATED: August 31, 2020